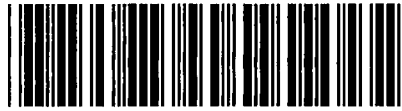


Control Number: 51415



Item Number: 442

Addendum StartPage: 0

SOAH DOCKET NO. 473-21-0538

PUC DOCKET NO. 51415

2021 MAY -5 PM 3:16

APPLICATION OF SOUTHWESTERN) BEFORE THE PUBLIC UTILITY
ELECTRIC POWER COMPANY FOR) COMMISSION OF TEXAS
AUTHORITY TO CHANGE RATES)
) REFERRED TO THE STATE OFFICE
) OF ADMINISTRATIVE HEARINGS

**SIERRA CLUB'S SEVENTH SET OF REQUESTS FOR INFORMATION TO
SOUTHWESTERN ELECTRIC POWER COMPANY**

Sierra Club submits this Seventh Set of Requests for Information ("RFI") to Southwestern Electric Power Company ("SWEPCO"). Under 16 TAC §§ 22.141-145, Sierra Club requests that SWEPCO provide the following information and answer the following questions under oath. Please answer the questions and sub-questions in the order in which they are listed and in sufficient detail to provide a complete and accurate answer to the question. These question(s) are continuing in nature, and if there is a relevant change in circumstances, submit an amended answer, under oath, as a supplement to your original answer. Please state the name of the witness in this proceeding who will sponsor the answer to the question.

Responses to the RFIs should be served on the following individuals within four days of service, or by May 11, 2021, or as modified by order in this case:

Joshua Smith
Tony Mendoza
Sierra Club Environmental Law Program
2101 Webster St., Suite 1300
Oakland, CA 94612
joshua.smith@sierraclub.org
tony.mendoza@sierraclub.org

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DEFINITIONS

Unless otherwise specified in each individual interrogatory or request, “you,” “your,” the “Company,” or “SWEPCO,” refers to Southwestern Electric Power Company, and its affiliates, directors, officers, employees, consultants, attorneys, and authorized agents.

“And” and “or” shall be construed either conjunctively or disjunctively as required by the context to bring within the scope of these interrogatories and requests for production of documents any information which might be deemed outside their scope by another construction.

“Any” means all, each and every example of the requested information.

“Communication” means any transmission or exchange of information between two or more persons, whether orally or in writing, and includes, without limitation, any conversation or discussion by means of letter, telephone, note, memorandum, telegraph, telex, telecopy, cable, email, or any other electronic or other medium.

“Control” means, without limitation, that a document is deemed to be in your control if you have the right to secure the document or a copy thereof from another person or public or private entity having actual possession thereof. If a document is responsive to a request, but is not in your possession or custody, identify the person with possession or custody. If any document was in your possession or subject to your control, and is no longer, state what disposition was made of it, by whom, the date on which such disposition was made, and why such disposition was made.

“Document” refers to written matter of any kind, regardless of its form, and to information recorded on any storage medium, whether in electrical, optical or electromagnetic form, and capable of reduction to writing by the use of computer hardware and software, and includes all copies, drafts, proofs, both originals and copies either (1) in the possession, custody or control of the Company regardless of where located, or (2) produced or generated by, known to or seen by the Company, but now in their possession, custody or control, regardless of where located whether or still in existence. Such “documents” shall include, but are not limited to, applications, permits, monitoring reports, computer printouts, contracts, leases, agreements, papers, photographs, tape recordings, transcripts, letters or other forms of correspondence, folders or similar containers, programs, telex, TWX and other teletype communications,

memoranda, reports, studies, summaries, minutes, minute books, circulars, notes (whether typewritten, handwritten or otherwise), agenda, bulletins, notices, announcements, instructions, charts, tables, manuals, brochures, magazines, pamphlets, lists, logs, telegrams, drawings, sketches, plans, specifications, diagrams, drafts, books and records, formal records, notebooks, diaries, registers, analyses, projections, email correspondence or communications and other data compilations from which information can be obtained (including matter used in data processing) or translated, and any other printed, written, recorded, stenographic, computer-generated, computer-stored, or electronically stored matter, however and by whomever produced, prepared, reproduced, disseminated or made. For purposes of the production of “documents,” the term shall include copies of all documents being produced, to the extent the copies are not identical to the original, thus requiring the production of copies that contain any markings, additions or deletions that make them different in any way from the original.

“Identify” means:

- a. With respect to a person, to state the person’s name, address and business relationship (e.g., “employee”) vis-à-vis the Company;
- b. With respect to a document, to state the nature of the document in sufficient detail for identification in a request for production, its date, its author, and to identify its custodian. If the information or document identified is recorded in electrical, optical or electromagnetic form, identification includes a description of the computer hardware or software required to reduce it to readable form.

“Person” means, without limitation, every natural person, corporate entity, partnership, association (formal or otherwise), joint venture, unit operation, cooperative, municipality, commission, governmental body or agency.

“Relating to” or “concerning” means and includes pertaining to, referring to, or having as a subject matter, directly or indirectly, expressly or implied, the subject matter of the specific request.

“Workpapers” are defined as original, electronic, machine-readable, unlocked, unlocked, in native format, and with formulae and links intact.

INSTRUCTIONS

1. The Definitions, Instructions, and Claim of Privilege set out in this Request for Information apply to these questions.
2. In answering these questions, furnish all information that is available to you, including information in the possession of your agents, employees, and representatives, all others from whom you may freely obtain it, and your attorneys and their investigators.
3. Please answer each question based upon your knowledge, information, or belief, and any answer that is based upon information or belief should state that it is given on that basis.
4. If you have possession, custody, or control (as defined by Tex. R. Civ. P. 192.7(b)) of the originals of these documents requested, please produce the originals or a complete copy of the originals and all copies that are different in any way from the original, whether by interlineation, receipt stamp, or notation.
5. If you do not have possession, custody, or control of the originals of the documents requested, please produce copies of the documents, however made, in your possession, custody, or control. If any document requested is not in your possession or subject to your control, please explain why not, and give the present location and custodian of any copy or summary of the document.
6. If any question appears confusing, please request clarification from the undersigned counsel.
7. In providing your responses, please start each response on a separate page and type, at the top of the page, the question that is being answered.
8. As part of the response to each question, please state, at the bottom of the answer, the name and job position of each person who participated in any way, other than providing clerical assistance, in the preparing of the answer. If the question has sub-parts, please identify the person or persons by sub-part. Please also state the name of the witness in this docket who will sponsor the answer to the question and who can vouch for the truth of the answer. If the question has sub-parts, please identify the witness or witnesses by sub-part.

9. Rather than waiting to provide all of the responses at the same time, please provide individual responses as each becomes available.

10. Wherever the response to a request for information consists of a statement that the requested information is already available to Sierra Club, please provide a detailed citation to the document that contains the information. The citation shall include the title of the document, relevant page number(s), and to the extent possible paragraph number(s) and/or chart(s)/table(s)/figure number(s).

11. In the event that any document referred to in response to any request for information has been destroyed, specify the date and the manner of such destruction, the reason for such destruction, the person authorizing the destruction and the custodian of the document at the time of its destruction.

12. These questions are continuing in nature. If there is a change in circumstances or facts or if you receive or generate additional information that changes your answer between the time of your original response and the time of the hearings, then you should submit, under oath, a supplemental response to your earlier answer.

13. If you consider any question to be unduly burdensome, or if the response would require the production of a voluminous amount of material, please call the undersigned counsel as soon as possible in order to discuss the situation and to try to resolve the problem. Likewise, if you object to any of the questions on the grounds that the question seeks confidential information, or on any other grounds, please call the undersigned counsel as soon as possible.

14. If the response to any question is voluminous, please provide separately an index to the materials contained in the response.

15. If the information requested is included in previously furnished exhibits, workpapers, or responses to other discovery inquiries or otherwise, in hard copy or electronic format, please furnish specific references thereto, including Bates Stamp page citations and detailed cross-references.

16. Data should be provided in native electronic format including active EXCEL workbooks and all linked workbooks, with all formulas, cell references, links, etc., intact, functioning, and complete for all tables, figures, and attachments in the testimony.

17. To the extent that a question asks for the production of copyrighted material, it is sufficient to provide a listing of such material, indicating the title, publisher, author, edition, and page references relied on or otherwise relevant to the question.

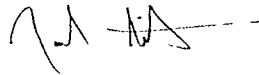
18. Sierra Club reserves the right to serve supplemental, revised, or additional discovery requests as permitted in this proceeding.

PRIVILEGE

If you claim a privilege including, but not limited to, the attorney-client privilege or the work product doctrine, as grounds for not fully and completely responding to any request for information or request for production, describe the basis for your claim of privilege in sufficient detail so as to permit meaningful evaluation of the validity of the claim. With respect to documents for which a privilege is claimed, produce a "privilege log" that identifies the author, recipient, date and subject matter of the documents or interrogatory answers for which you are asserting a claim of privilege and any other information pertinent to the claim that would likewise enable evaluation of the validity of such claims.

Dated: May 5, 2021

Respectfully submitted,

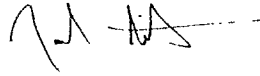


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Counsel for Sierra Club

CERTIFICATE OF SERVICE

I, Joshua Smith, certify that a copy of the foregoing Sierra Club submission was served upon all parties of record in this proceeding on May 5, 2021, by First-class U.S. mail, hand delivery, and/or e-mail, as permitted by the presiding officer.



Joshua Smith
Sierra Club Environmental Law Program

EXHIBIT A

SOAH DOCKET NO. 473-21-0538

PUC DOCKET NO. 51415

APPLICATION OF SOUTHWESTERN ELECTRIC POWER COMPANY FOR AUTHORITY TO CHANGE RATES)))))	BEFORE THE PUBLIC UTILITY COMMISSION OF TEXAS REFERRED TO THE STATE OFFICE OF ADMINISTRATIVE HEARINGS
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**SIERRA CLUB'S SEVENTH SET OF REQUESTS FOR INFORMATION TO
SOUTHWESTERN ELECTRIC POWER COMPANY**

- 7.1 Refer to the Rebuttal Testimony of Mark A. Becker at page 9.
- a. Provide all communications with the Arkansas Electric Coop Corp regarding the evaluation or decision to retrofit of Flint Creek to comply with the CCR or ELG rules.
 - b. Provide all communications with U.S. EPA regarding SWEPCO's evaluation or decision to retrofit of Flint Creek to comply with the CCR or ELG rules.
 - c. Provide all of SWEPCO's Capital Improvement Approval Requisitions for the CCR or ELG projects.
- 7.2 Refer to the Rebuttal Testimony of Mark A. Becker at pages 2 and 6-7, and SWEPCO Schedule H-5.3b. For Flint Creek, for each line-item capital expenditure listed in Schedule H-5.3b:
- a. Explain what the line item refers to, and the reason for the expenditure.
 - b. Provide the useful life for the expenditure.
 - c. Indicate which portion of the capital expenditure is "in service," and the date the expenditure was put into service.
 - d. If the expenditure is not "in service," provide the date on which it will be.
 - e. State whether any portion of the expenditure could be avoided by retiring Flint Creek by 2028.
 - f. Explain why SWEPCO included capital expenditures that are not in service or in rates in the Schedule.
 - g. Admit that, once a utility has decided to retire a generation resource, the utility should decrease capital expenditures intended to extend the life of a plant. If not admitted, explain why not.
 - h. Explain how the utility factors the proximity of a plant's retirement date into its capital expenditure plan? Specifically, state whether the Company has a policy or general practice of ramping down spending within a set time prior to a plants retirement date and explain said policy.

- i. After SWEPCO decided to retire Welsh Unit 2, did the Company reduce capital and O&M spending at the plant? If yes, please explain how the Company decided whether to make capital expenditures at the plant. If not, please explain.
- j. Please provide SWEPCO's capital spending plan for Welsh Unit 2 in the year prior to its decision to retire, and during the year in which it made the decision to retire the plant.

7.3 Refer to SWEPCO response to SC 1-9 Attachment 1. Provide the CCR capital expenditures in the years they were incurred for the CCR and ELG projects.

7.4 Refer to SWEPCO response to SC 2-6, HS Attachment 2 and Exhibit H-5.3b.

- a. Explain why the Forecast of Expenditures by project listed for the years 2021-2023 differs from the list of projected project expenditures on Exhibit H-5.3b.
- b. State which project expenditure forecast was created most recently.
- c. State whether the Company uses either of these, or any other capital expenditure forecasts, in deciding whether to continue to operate each of its coal-fired power plants.
- d. State whether the Company anticipates that it will incur capital expenditure costs beyond what is forecasted in SC-26 Highly Sensitive Attachment 2 over the next decade.

7.5 Refer to Exhibit H-5.3b and the projects at the Welsh Plant. Indicate which of the project items were installed to comply with the MATS regulations.

7.6 Provide SWEPCO's base fundamental forecast for every year between 2015 and present.

7.7 State whether SWEPCO has entered into any bilateral contracts to buy or sell capacity within the last five years?

- a. If yes, provide a copy of all such contracts.
- b. State the quantity of capacity purchased or sold and the time period over which the contract was in effect.
- c. State whether the contract is for firm or non-firm capacity.
- d. State the price paid or received for the capacity.

7.8 Refer to SWEPCO response to Sierra Club 1-8, HS Attachment 1. Explain what costs are included in the Fixed O&M category of costs.

7.9 Refer to SWEPCO response to Sierra Club 3-1, Highly Sensitive Attachment 4.

- a. Provide the study and all analysis used to develop the findings presented here.
- b. State whether the power flow modeling was conducted with any new resource options available in the NW Arkansas load pocket.

7.10 Refer to SWEPCO response to Sierra Club 2-2 Highly Sensitive Attachment 13.

- a. State whether the costs are in nominal or real dollars, and if real, what dollar year.
- b. Provide the assumed cost decline or escalation rates.

- c. State the source of each Replacement Cost and cost decline or escalation rates.
 - d. Provide the project lifetime.
- 7.11 Refer to Schedule H-5-3.b.
- a. For 2020, break out which costs were projected and which were incurred.
 - b. Update with all incurred costs for 2020.
- 7.12 Refer to SWEPCO response to Sierra Club 2-2 Highly Sensitive Attachment 2.
- a. State whether the cost of a new 345 kV line upgrade is included in the analysis.
 - b. State whether the Company has evaluated the cost to install the transmission upgrades.
 - i. If yes, provide the transmission project costs.
 - ii. If no, explain why no such analysis has been conducted.
 - e. Explain what each of the resource labels represent and how it is used by the model.
- 7.13 Refer to SWEPCO response to SC 2-17, Attachment 1.
- a. Explain why the total Flint Creek project cost in this attachment differs from the total project cost on SC 1-9, Attachment 1.
 - b. State the amount of each of the CCR/ELG and Pond Closure costs that were included in the test year rate base.